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Ms. Joanne MAK  
Clerk to Panel on Constitutional Affairs,  
Legislative Council Complex,  
1 Legislative Council Road,  
Central,  
Hong Kong.

18 January 2013

Dear Ms. MAK,

**Legislative Council Panel on Constitutional Affairs  
Electoral Affairs Commission  
Report on the 2012 Legislative Council Election  
Supplementary Information**

During the discussions on the Report on the 2012 Legislative Council Election at the meeting of the Panel on Constitutional Affairs held on 17 December 2012, Members enquired about the number of reminder letters issued to Functional Constituency electors concerning their eligibility to vote immediately prior to the past two rounds of Legislative Council Elections and Election Committee Subsector Elections. The following supplementary information is provided for Members' reference.

Before a Legislative Council election or an Election Committee Subsector election is held, the Registration and Electoral Office (REO) will compile a Functional Constituencies Final Register. The REO will request the specified bodies/institutions to provide updated information of their members/employees to the REO pursuant to the Legislative Council Ordinance (Cap. 542) and Electoral Affairs Commission (Registration) (Electors for Legislative Council Functional Constituencies) (Voters for Election Committee Subsectors) (Members of Election Committee) Regulation (Cap. 541B). Based on the information received, the REO will check the electors' information in the existing Register and process the voter registration applications. Electors who are no longer eligible for registration will

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have their names omitted from the new Register and newly registered electors will be added to the new Register.

According to Section 53(1)(b) of the Legislative Council Ordinance, a person registered as an elector is disqualified from voting at an election if the person, in the case of a functional constituency, has ceased to be a person eligible to be registered as an elector for that constituency. Under the existing arrangement, if after the Final Register is published, the REO receives new information from a specified body/institution to the effect that, owing to a change in the membership/employment status of a registered elector, the elector may have ceased to be eligible to vote in a functional constituency election, the REO will issue a letter to the relevant elector reminding him that if he has ceased to be eligible to vote in a functional constituency election, he should not vote on the polling day. Otherwise, he may be committing an offence under the Election (Corrupt and Illegal Conduct) Ordinance (Cap. 554).

In the 2008 and 2012 Legislative Council Elections, the REO issued the aforementioned reminder letters to 465 and 1,120 functional constituency electors before the polling day respectively reminding them that they should not vote on the polling day if they had ceased to be persons eligible to vote in the relevant functional constituency election. The number of electors by functional constituency is given at Appendix 1. Also, in the 2006 and 2011 Election Committee Subsector Elections, the REO issued reminder letters to 233 and 318 voters of the Election Committee Subsectors respectively reminding them that they should not vote on the polling day if they had ceased to be persons eligible to vote in the relevant subsector election. The number of these voters by subsectors is given at Appendix 2.

Members are invited to note the above.



( Shum Nam-lung )  
for Chief Electoral Officer

c.c. Constitutional and Mainland Affairs Bureau

Number of letters issued to electors who might have been disqualified from voting in functional constituencies in 2008 and 2012 Legislative Council Elections

Functional Constituencies	2012 Legislative Council Election	2008 Legislative Council Election
Education	502	234
Information Technology	448	-
Social Welfare	61	167
Engineering	59	-
Legal	13	26
Tourism	13	24
Health Services	11	1
Architectural, Surveying and Planning	4	-
Sports, Performing Arts, Culture and Publication	4	-
Financial Services	3	-
Accountancy	2	1
Wholesale and Retail	-	10
Insurance	-	2
	<u>1120</u>	<u>465</u>

Number of letters issued to voters who might have been disqualified from voting  
in 2006 and 2011 Election Committee Subsector Elections

Subsectors	2011 Election Committee Subsector Elections	2006 Election Committee Subsector Elections
Higher Education	166	75
Education	54	4
Legal	51	18
Information Technology	24	5
Accountancy	8	89
Wholesale and Retail	6	1
Insurance	4	3
Tourism	3	19
Labour	1	-
Social Welfare	1	-
Financial Services	-	14
Medical	-	2
Real Estate and Construction	-	2
Hong Kong and Kowloon District Councils	-	1
	<b>318</b>	<b>233</b>